

(30)

Entered - 11-17-99 - sb
CL 99L0760 - DOBBS JORDAN
00-R-0152

CLAIM OF: MICHAEL S. LEE
972 Mundy's Mill Road
Jonesboro, Georgia 30238

For damages alleged to have been sustained as
a result of a vehicular accident on August 23, 1999
at 675 Ponce de Leon Avenue.

BY PUBLIC SAFETY AND LEGAL
ADMINISTRATION COMMITTEE:

BE IT RESOLVED by the Council of the City of
Atlanta that the action of the Department of Law
be approved in authorizing payment to MICHAEL
S. LEE the sum of \$1,000.00 in full settlement and
satisfaction of all claims, past, present and future,
of every kind and character for damages alleged to
have been sustained as a result of a vehicular
accident on August 23, 1999 at 675 Ponce de Leon
Avenue, as is more particularly set forth in the
within claim; said sum taken from and charged to
account 1A01/529017/T31001, Settlement of Suits
and Claims, Department of Law.

APPROVED: SUSAN PEASE LANGFORD
CITY ATTORNEY

BY: *Rosalind A. Rubens Newell*
ROSALIND A. RUBENS NEWELL
DEPUTY CITY ATTORNEY

ADOPTED BY *Robert A. Jones*
FEB 21 2000

COUNCIL

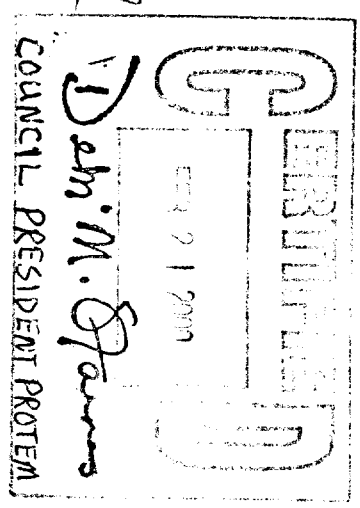
FAVORABLE REPORT

COM. *Public Safety*

DATE *2/15/2000*

Robert A. Jones
Henry Street

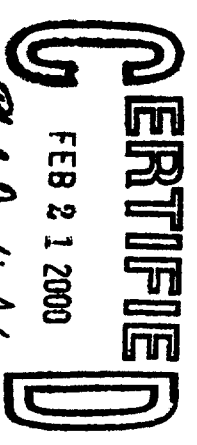
Henry Street
City of Atlanta



APPROVED

MAR - 1 2000

WITHOUT SIGNATURE
BY OPERATION OF LAW



Rosalind A. Rubens Newell
MUNICIPAL CLERK



**MUNICIPAL CLERK
ATLANTA, GEORGIA**

00-R-0152

A RESOLUTION

**BY PUBLIC SAFETY &
LEGAL ADMINISTRATION COMMITTEE**

BE IT RESOLVED BY the Council of the City of Atlanta that the action of the Department of Law be approved in authorizing payment to **Michael S. Lee** the sum of **\$1000.00** in full settlement and satisfaction of all claims, past, present and future, of every kind and character, for damages alleged to have been sustained as a result of a **vehicular accident on August 23, 1999 at 675 Ponce de Leon Avenue** as is more particularly set forth in the within claim; said sum taken from and charged to Account 1A01/529017/T31001, Settlement of Suits and Claims, Department of Law.

A true copy,

Rhonda Daughin Johnson
Municipal Clerk, CMC

ADOPTED by the Council
RETURNED WITHOUT SIGNATURE OF THE MAYOR
APPROVED as per City Charter Section 2-403

February 21, 2000

March 01, 2000

DEPARTMENT OF LAW - CLAIM INVESTIGATION SUMMARY

Claim No. 99L0760

Date: January 10, 2000

Claimant /Victim MICHAEL S. LEE
BY: (Atty) (Ins. Co.) _____
Address: 972 Mundys Mill Road, Jonesboro, Georgia 30238
Subrogation: _____ Claim for Property damage \$ 1,050.12 Bodily Injury \$ _____
Date of Notice: 10-28-99 Method: Written, proper X Improper _____
Conforms to Notice: O.C.G.A. §36-33-5 X Ante Litem (6 Mo.) X
Date of Occurrence 8-23-99 Place: 675 Ponce de Leon Avenue
Department Police Bureau _____ Division _____
Employee involved Recruit B. T. Johnson Dept. Action Oral Admonishment

NATURE OF CLAIM: Claimant's vehicle sustained property damage when it was involved in a motor vehicle accident with a City of Atlanta vehicle. The driver of the City vehicle failed to yield the right-of-way while crossing the roadway causing damages in the above amount.

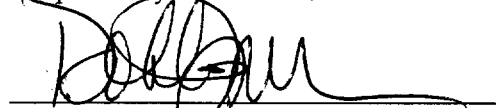
INVESTIGATION:

Statements: City employee X Claimant _____ Others _____ Written X Oral _____
Pictures _____ Diagrams _____ Reports: Police X Dept Report _____ Other _____
Traffic citations issued: City Driver X Claimant Driver _____
Citation disposition: City Driver _____ Claimant Driver _____

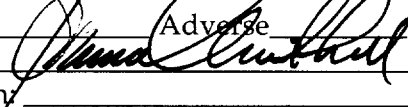
BASIS OF RECOMMENDATION:

Function: Governmental X Ministerial _____
Improper Notice _____ More than Six Months _____ Other _____ Damages reasonable X
City not involved _____ Offer rejected _____ Compromise settlement X
Repair/replacement by Ins. Co. _____ Repair/replacement by City Forces _____
Claimant Negligent _____ City Negligent X Joint _____ Claim Abandoned _____

Respectfully submitted,


INVESTIGATOR - DOBBS JORDAN

RECOMMENDATION:

Pay \$ 1,000.00 Adverse _____ Account charged: 1A01 X 2J01 _____ 2H01 _____
Claims Manager:  Concur/date 01-13-00
Committee Action _____ Council Action _____

COUNCIL OF THE CITY OF ATLANTA
MUNICIPAL CLERK
City Hall
55 Trinity Avenue, S.W.
Atlanta, Georgia 30335

RE: CLAIM FOR DAMAGES

Today's Date: Oct 18 '99

ENTERED - 11-17-99 - SB
99L0760 - DOBBS JORDAN

Dear Municipal Clerk:

This is to notify the City of Atlanta that I have suffered damages in the amount sum of \$ _____ property and/or \$ 1000.00 bodily injury for which I contend the City is liable.

1. Date of incident: Aug 23 '99
(month/day/year)

2. Police called: ☒ Yes ☐ No

3. Location of incident: City Hall east (old Sears building) Lee Harvey Gym - Ponce de Leon.

4. Name of your insurance company: State Farm Insurance Policy No. 901 4384-024-118

5. State what and how incident occurred: Police recruit pulled across in front of traffic on Ponce de Leon I didn't have time to stop and we hit.

6. ALL ESTIMATES AND DAMAGES ARE SUBJECT TO INSPECTION. THE MAKING OF FALSE CLAIMS WILL RESULT IN YOUR CLAIM BEING DENIED AND MAY RESULT IN CRIMINAL PROSECUTION!

7. The registered owner must make the claim for vehicle damages, complete the following and attach two (2) estimates of repair and proof of ownership of your vehicle (copy of the current tag receipt or title).

Your vehicle: Hyundai ELANTRA 98 Michael S. Lee
(make) (year) (tag number) (driver's name)

City vehicle: police recruit
(make) (City driver's name) (department/bureau)

8. Witness: William Sears 883 GRAYHOUSE DR. Apt E Deater 404 977-3536
(name) (address) (telephone number)

9. The acknowledgement of this claim in no way waives the Sovereign immunity of the City of Atlanta, as granted by State law, nor is it an admission of liability on behalf of the City of Atlanta and/or its employee(s).

10. This claim should be mailed immediately to the address shown above.

I HEREBY SWEAR OR AFFIRM THAT THE ABOVE INFORMATION IS TRUE AND CORRECT.

Michael S. Lee
(claimant's name)

972 Mundy's Mill Rd.
(address)

Jonesboro GA. 30238
(city and state)

770 477-0012
(work number) (home number)

The \$1000.00 in bodily injury is from the results of Headaches and neck pain caused from the accident, I had to miss work I'm a dance teacher we had Summer Dance Camps and I had to miss three weeks \$350.00 a week because of the pain

M.S.L.

GENERAL RELEASE AND INDEMNIFICATION

NO. 99L0760

\$ 1,000.00

IN CONSIDERATION of the sum of ONE THOUSAND DOLLARS AND 00/100
 DOLLARS, to be paid to me by the CITY OF ATLANTA, the future receipt of which is hereby
acknowledged, I do hereby, for myself, my heirs, executors, administrators, and assigns, release and
forever discharge said City, its officers and employees, including but not limited to RECRUIT B. T.
JOHNSON, from any and all claims, demands, actions, causes of action, suits, damages, loss and
expenses, of whatsoever kind or nature for or on account of anything that has heretofore occurred, and
particularly for or on account of property damage which occurred on or about the 23rd day of
August, 1999, at or near 675 Ponce de Leon Avenue.

It is further understood and agreed that the payment of the above named sum is not to be
considered as an admission on the part of the City, its officers, agents, servants or employees, of any
liability whatsoever and the undersigned further covenants and agrees to indemnify and hold harmless
the City of Atlanta, its officers, agents, servants and employees, from any and all claims, damages or costs
which the said City of Atlanta, its officers, agents, servants and employees, may be called upon to make as
a result of the event hereinbefore referred to.

And I now state that the only consideration for my signing this release and indemnification is the
payment of the sum stated above; that no other promise or agreement of any kind or nature has been
made to or with me by said City or its agents to cause me to sign this release, and that I fully understand
the meaning and intent of this instrument.

WITNESS my hand and seal this 24th day of Jan, 1900.

Michael S. Lee (LS)
MICHAEL S. LEE

The above release was read and explained to, and signed by the said _____

_____ in our presence on the date above written.

Robert V. Talley
Witness

00-R -0152

RCS# 1771
2/21/00
2:37 PM

Atlanta City Council

Regular Session

CONSENT AGENDA PAGES (1 - 9)

ADOPT

YEAS:	15	SEE ATTACHED LISTING OF ITEMS ADOPTED/ADVERSED ON CONSENT AGENDA
NAYS:	0	
ABSTENTIONS:	0	
NOT VOTING:	1	
EXCUSED:	0	
ABSENT	0	

Y McCarty	Y Dorsey	Y Moore	Y Thomas
Y Starnes	Y Woolard	Y Martin	Y Emmons
Y Bond	Y Morris	Y Maddox	Y Alexander
Y Winslow	Y Muller	Y Boazman	NV Pitts

ITEMS REMOVED FROM
CONSENT AGENDA
00-O-0122
00-O-0123
00-R-0202
00-R-0020

00-O-0212 - Councilmember
Boazman Abstained

**ITEMS ADOPTED ON
CONSENT AGENDA**

1. 99-O-2072
2. 99-O-2073
3. 00-O-0127
4. 00-O-0124
5. 00-O-0126
6. 00-O-0066
7. 00-O-0125
8. 00-O-0211
9. 00-O-0212 *
10. 00-O-0213
11. 00-O-0207
12. 00-R-0220
13. 00-R-0196
14. 00-R-0209
15. 00-R-0180
16. 00-R-0176
17. 00-R-0174
18. 00-R-0145
19. 00-R-0146
20. 00-R-0147
21. 00-R-0148
22. 00-R-0149
23. 00-R-0150
24. 00-R-0151
25. 00-R-0152
26. 00-R-0153
27. 00-R-0154
28. 00-R-0155
29. 00-R-0156
30. 00-R-0157
31. 00-R-0158
32. 00-R-0159
33. 00-R-0160

**02/21/00 Council Meeting
ITEMS ADVERSE ON
CONSENT AGENDA**

34. 00-R-0161
35. 00-R-0162
36. 00-R-0163
37. 00-R-0164
38. 00-R-0165
39. 00-R-0166
40. 00-R-0167
41. 00-R-0168
42. 00-R-0169
43. 00-R-0170
44. 00-R-0171
45. 00-R-0172
46. 00-R-0173
47. 00-R-0175

* Councilmember Boazman
abstained from voting on item 00-
O-0212.